



**THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Inventor: Hipp et al.

Serial No.: 10/625,219

Filing Date: July 22, 2003

For: Overlay Filesystem

§ Atty. Dkt. No.: 5760-23401

§

§ Examiner: Unknown

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§ Art Unit: 2171

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I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below:

3-24-04

Date

B. Noël Kivlin  
Registered Representative

**TRANSMITTAL OF POWER OF ATTORNEY AND  
NOTICE OF CHANGE OF ADDRESS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Please find attached a Power of Attorney with regard to the above-identified patent application. Applicant respectfully requests the Commissioner to change the correspondence address for the above identified patent application. The old correspondence address was:

Carr & Ferrell LLP  
2225 East Bayshore Road, Suite 200  
Palo Alto, CA 94303

The new correspondence address is:

B. Noël Kivlin  
Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C.  
P.O. Box 398  
Austin, Texas 78767-0398  
(512) 853-8840

If there are any questions regarding this matter, please contact me at the telephone number provided below.

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'B. Noël Kivlin', with a long horizontal flourish extending to the right.

B. Noël Kivlin  
Registration No. 33,929

Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C.  
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Date: 3-24-04



## POWER OF ATTORNEY

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

VERITAS OPERATING CORPORATION, hereby revokes any previous Powers of Attorney and appoints the following attorneys and/or agents in connection with the patent applications and patents identified in Appendix A, owned by VERITAS OPERATING CORPORATION, that are filed with the United States Patent and Trademark Office:

Mark K. Brightwell	Reg. No. 47,446	Lawrence J. Merkel	Reg. No. 41,191
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Erik A. Heter	Reg. No. 50,652	Gareth Sampson	Reg. No. 52,191
Jeffrey C. Hood	Reg. No. 35,198	Chris Thompson	Reg. No. 43,188
B. Noël Kivlin	Reg. No. 33,929	Mark S. Williams	Reg. No. 50,658
Robert C. Kowert	Reg. No. 39,255		

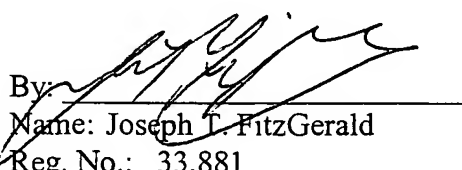
*each of said attorneys or agents being a member or an associate of the firm of Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C., as its attorney or agent for so long as they remain with such firm, with full power of substitution and revocation, to prosecute the application, to make alterations and amendments therein, to transact all business in the Patent and Trademark Office in connection therewith, and to receive any Letters Patent, and for one year after issuance of such Letters Patent to file any request for a certificate of correction that may be deemed appropriate.*

Send all future correspondence to: B. Noël Kivlin  
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Assignee of Interest

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Dated: Feb. 17, 2004

By:   
Name: Joseph T. FitzGerald  
Reg. No.: 33,881

Title: Senior Director of Intellectual Property



## APPENDIX A

MHKK G 5760-	File Date/ Serial #	Title	Inventor(s)
23200	F 6/10/02 60/386,994	TCP Connection Migration Between UNIX Systems	Thomas Alan Bean, Emily Hipp
23201	F 6/10/03 10/459,213	TCP Connection Migration	Thomas Alan Bean, Emily Hipp
23300	F 6/10/02 60/386,995	Sustaining TCP Connections to Remote Applications While a Local Application is Terminated and Restrated	Thomas Alan Bean, Emily Hipp
23301	F 6/10/03 10/458,819	Sustaining TCP Connections	Thomas Alan Bean, Emily Hipp
23400	F 7/22/02 60/397,500	Overlay Filesystem	Burton Akira Hipp, Eric Yeh, Carlos Wong
23401	F 7/22/03 10/625,219	Method and System for an Overlay Filesystem	Burton Akira Hipp, Yuh-Yen Yeh, Carlos Wong
23500	F 8/12/02 60/402,595	Method for End-to-End Flow of Data Center Resource Consumption and Cost Information	Kevin Allen, Partha Kopuru, Rajeev Bharadhwaj
23600	F 11/8/02 60/426,962	Rule Based Dynamic Application and Server Management in a Resource- Shared Data Center	Chaskar Srinivasan, Matthias Eichstaedt, Swami Nathan
23601	F 11/7/03 10/703,683	Systems and Methods for Policy- Based Application Management	Chaskar Srinivasan, Matthias Eichstaedt, Swami Nathan
23701	F 9/10/01 09/950,559	Method, System and Apparatus for providing pay-per-use distributed computing resources	Peter C. Abrams, Rajeev Bharadhwaj, Swami Nathan, Robert Rodriguez, Craig W. Martyn